UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/094,279	06/09/1998	GUANGLIN SUN	33343-01	8189

26474   7590   05/30/2002

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WASHINGTON, DC   20036

EXAMINER
LEVY, NEIL S

ART UNIT	PAPER NUMBER
1616	

DATE MAILED: 05/30/2002

Please find below and/or attached an Office communication concerning this application or proceeding.

PTO-90C (Rev. 07-01)

SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.

EXAMINER	
ART UNIT	PAPER NUMBER
	29

DATE MAILED

Below is a communication from the EXAMINER in charge of this application

COMMISSIONER OF PATENTS AND TRADEMARKS

ADVISORY ACTION

☒ THE PERIOD FOR RESPONSE:

a) ☒ is extended to run _____ or continues to run *3 months* _____ from the date of the final rejection

b) ☐ expires three months from the date of the final rejection or as of the mailing date of this Advisory Action, whichever is later. In no event however, will the statutory period for the response expire later than six months from the date of the final rejection.

Any extension of time must be obtained by filing a petition under 37 CFR 1.136(a), the proposed response and the appropriate fee. The date on which the response, the petition , and the fee have been filed is the date of the response and also the date for the purposes of determining the period of extension and the corresponding amount of the fee. Any extension fee pursuant to 37 CFR 1.17 will be calculated from the date of the originally set shortened statutory period for response or as set forth in b) above.

☐ Appellant's Brief is due in accordance with 37 CFR 1.192(a).

☒ Applicant's response to the final rejection, filed *5/27/02* has been considered with the following effect, but it is not deemed to place the application in condition for allowance:

1. ☒ The proposed amendments to the claim and /or specification will not be entered and the final rejection stands because:

   a. ☒ There is no convincing showing under 37 CFR 1.116(b) why the proposed amendment is necessary and was not earlier presented.

   b. ☒ They raise new issues that would require further consideration and/or search. (See Note).

   c. ☐ They raise the issue of new matter. (See Note).

   d. ☒ They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal.

   e. ☐ They present additional claims without cancelling a corresponding number of finally rejected claims.

   NOTE: *Proposed amended claims raise even more 112 indefiniteness issues - "well below" - such phrases, and "below about" & similar relatively indefinite phrasing, with no explanation other than search results. The PtO, preclude consideration of allowability.*

2. ☐ Newly proposed or amended claims *is not done so specification is not* would be allowed if submitted in a separately filed amendment cancelling the non-allowable claims. *A renewal as requested either*

3. ☒ Upon the filing an appeal, the proposed amendment ☐ will be entered ☒ will not be entered and the status of the claims will be as follows:

   Claims allowed: _____
   Claims objected to: _____
   Claims rejected: *36-61, 63-78,81-93 & 95-98*

   However;

   ☐ Applicant's response has overcome the following rejection(s): *The rejections of record are maintained,*

4. ☒ The affidavit, exhibit or request for reconsideration has been considered but does not overcome the rejection because *Applicants Arguments are not persuasive & the list of htts does not preclude short interpretation of abbreviated forms, while the circuit court Burners*

5. ☐ The affidavit or exhibit will not be considered because applicant has not shown good and sufficent reasons why it was not earlier presented. *Method case's relevance is totally lost to examiner. Reference cited are*

☐ The proposed drawing correction ☐ has ☐ has not been approved by the examiner.

☐ Other *w/ Trial 102's absent the relative language of the instant claims; as 103's they can be interpreted to meet the instant*